

RESOLUTION NO. A-_____

1 WHEREAS, on November 8, 2001 Jack E. McDonald and Lucinda C. McDonald
2 purchased two parcels of property from ANT, LLC, a Delaware limited liability company;
3 said parcels of land being described as:

4 That portion of Lot 1, Block 2, High Ridge West Acres, First
5 Addition, that lies east of a line 408.67 feet east of the west
6 line of said Lot 1 as measured along the north and south
7 lines of said Lot 1; and

8 That portion of Outlot B, High Ridge West Acres, more
9 particularly described as the south 330 feet of the north 363
10 feet of said Outlot B, lying west of the Burlington Northern
11 and Santa Fe Railway Company right-of-way, except the
12 west 460 feet thereof; and

13 WHEREAS, the conveyance to the McDonalds failed to comply with the
14 requirements relating to subdivision approval; and

15 WHEREAS, Shanna L. Cole, on behalf of McDonalds, has requested the City to
16 consent to the validity of said conveyance.

17 WHEREAS, the Planning Department has recommended that the City, in
18 accordance with the provisions of Neb. Rev. Stat. § 76-2,110, waive its right to object to
19 said conveyance in order to allow said conveyance to be fully valid upon condition that
20 the two parcels are final platted into a single lot by the McDonalds; and

21 WHEREAS, the McDonalds have prepared a final plat complying with the
22 recommendations of the Planning Department; and

23 WHEREAS, in accordance with the provisions of Neb. Rev. Stat. § 76-2,100 the
24 City of Lincoln desires to waive its right to object to said conveyance in order to allow
25 such conveyance to be fully valid; and

1 NOW, THEREFORE, BE IT RESOLVED, by the City Council of the City of
2 Lincoln, Nebraska:

3 1. That the City of Lincoln waives its right to object to the validity to the
4 conveyance of that portion of Lot 1, Block 3, High Ridge West Acres, First Addition, that
5 lies east of a line 408.67 feet east of the west line of said Lot 1 as measured along the
6 north and south lines of said Lot 1, and further waives its right to object to the validity of
7 the conveyance of that part of Outlot B, High Ridge West Acres, more particularly
8 described as the south 330 feet of the north 363 feet of said Outlot B, lying west of the
9 Burlington Northern and Santa Fe Railway Company right-of-way, except the west 460
10 feet thereof, from ANT, LLC to Jack E. McDonald and Lucinda C. McDonald, filed of
11 record with the Lancaster County Register of Deeds as Instrument No. 2001-075706.

12 2. That the City Clerk is directed to return an original of this Resolution to
13 Shanna L. Cole, Attorney at Law, 1045 Lincoln Mall, Suite 200, Lincoln, NE 68509, to
14 be recorded with the Register of Deeds of Lancaster County.

Introduced by:

Approved as to Form and Legality:

City Attorney

Approved this ____ day of _____, 2004:

Mayor